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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450 on the following date:

Date 4/17/06
Sig. _____

Marjorie Scariati

Sig. _____
Date: May 17 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thomas Plath

U.S. Appln No.: 10/539,874

Int'l Filing Date: 12/16/2003

Int'l Appln No.: PCT/DE03/04233

For : USE OF A TRPM8-ACTIVATING SUBSTANCE FOR THE TREATMENT OF
TUMOURS

Examiner: Unassigned

Group Art Unit: Unassigned

Confirmation No.: Unassigned

Docket No. : 7003/40

Commissioner for Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER REGARDING SUBMISSION OF ENGLISH TRANSLATION

Per the requirements of 37 CFR 1.52(d), filed herewith is a translation of the originally filed German language application into English, including 12 sheets of drawings with English text, and accompanying preliminary amendment. The English translation was provided to the undersigned attorney by the Applicant's German attorney, Bernhard Jungblut, who prepared and filed the German priority application, and is

accurate to the best of the undersigned attorney's knowledge and belief. The preliminary amendment includes no new matter, and is filed to make the claims and specification conform to U.S. practice and in proper idiomatic English. As the application was previously filed in German, a clean copy of the English translation is enclosed, as well as a preliminary amendment indicating the changes made to the English translation. It is respectfully requested that the amended English translation be used as the copy for examination purposes in the Patent Office.

FEES

While it is not believed that any fees are due relative to the filing of the English translation, the Commissioner is hereby authorized to charge any fees that may be due to the undersigned attorney's PTO Deposit Account No. 50-1047 accordingly.

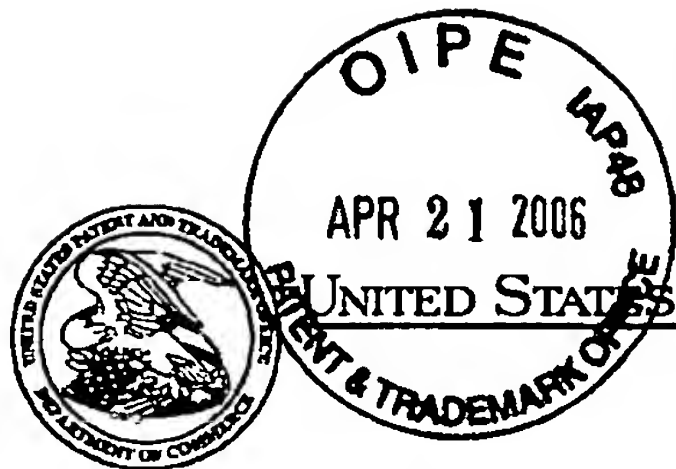
Respectfully submitted:

by /Keum J. Park/

Date April 17, 2006

Keum J. Park Reg. No. 42,059
Mayer & Williams, PC
251 North Avenue West
Westfield, NJ 07090

Tel.: 908-518-7700
Fax: 908-518-7795



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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 Alexandria, Virginia 22313-1450
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|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/539,874 | Thomas Plath | 7003/40 |

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| INTERNATIONAL APPLICATION NO. |
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PCT/DE03/04233

Mayer Fortkort & Williams
 251 North Avenue West, 2nd Floor
 Westfield, NJ 07090

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| I.A. FILING DATE | PRIORITY DATE |
| 12/16/2003 | 12/18/2002 |

CONFIRMATION NO. 7118

371 FORMALITIES LETTER



OC000000017653289

APR 19 2006

MAYER FORTKORT & WILLIAMS, PC

Date Mailed: 12/15/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/17/2005
- Copy of the International Search Report filed on 06/17/2005
- Biochemical Sequence Listing filed on 06/17/2005
- Small Entity Statement filed on 06/17/2005
- U.S. Basic National Fees filed on 06/17/2005
- Priority Documents filed on 06/17/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu

of a new CRF.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- **For Rules Interpretation, call (571) 272-0951**
- **For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/539,874 | PCT/DE03/04233 | 7003/40 |



Patent
10/539,874

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thomas Plath

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Alexandria, VA 22313-1450

REQUEST FOR APPROVAL TO MAKE DRAWING CHANGES

Sir:

Applicant hereby requests the Examiner's approval of the following proposed changes to Figures 1-12 of the above-identified application. For the Examiner's convenience, in addition to being summarized below, the changes appear in red ink on the attached duplicate drawing sheets.

Please amend Figures 1-12 to replace German language text with English language text.



Patent
10/539,874

An indication of the Examiner's approval of the foregoing proposed changes is respectfully requested in the next Patent Office communication. Applicants' undersigned attorney may be reached at (908) 518-7700.

Respectfully submitted,

/Keum J. Park/
Keum J. Park, Reg. No. 42,059

Certificate of Mail

I hereby certify that this document and any document referenced herein is being deposited with the US Postal Service as first class mail under 37 C.F.R. 1.8 and addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

4/17/06

Marjorie Scariati

(Printed Name of Person Mailing Correspondence)

Marjorie Scariati
(Signature)